

# SENATE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SIXTH LEGISLATURE

—————  
TWENTY-NINTH LEGISLATIVE DAY  
MONDAY, FEBRUARY 7, 2022

Senate Chamber

President McGeachin called the Senate to order at 10:45 a.m.

Roll call showed all members present except Senators Burtenshaw and Heider, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Aurelia Anderson, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 4, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

February 7, 2022

The JUDICIARY AND RULES Committee reports that [S 1267](#), [S 1268](#), [S 1269](#), [S 1270](#), [S 1271](#), [S 1272](#), [S 1273](#), and [S 1274](#) have been correctly printed.

LAKEY, Chairman

[S 1267](#) and [S 1268](#) were referred to the Transportation Committee.

[S 1269](#) was referred to the Commerce and Human Resources Committee.

[S 1270](#) was referred to the Health and Welfare Committee.

[S 1271](#) was referred to the Education Committee.

[S 1272](#), [S 1273](#), and [S 1274](#) were referred to the State Affairs Committee.

February 7, 2022

The STATE AFFAIRS Committee reports out [S 1262](#) with the recommendation that it do pass.

LODGE, Chairman

[S 1262](#) was filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

February 7, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed David McClusky of Twin Falls, Idaho, 83301 to the office of Acting State Senator for Legislative District 24, Twin Falls, State of Idaho.

This appointment is effective Monday, February 7, 2022, and will continue as long as necessary.

Sincerely,  
/s/ Brad Little  
Governor

THE OFFICE OF THE GOVERNOR  
EXECUTIVE DEPARTMENT  
BOISE, IDAHO  
CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, *Idaho Code*, Lee Heider, State Senator, District 24, Twin Falls County, State of Idaho, has nominated David McClusky of Twin Falls, Idaho, to perform the duties of this office temporarily as Acting State Senator, District 24.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me, do hereby appoint David McClusky of Twin Falls, Idaho to the office of Acting State Senator, District 24, for a term commencing Monday, February 7, 2022, and will continue as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capital in Boise on this Seventh day of February, in the year of our Lord, two thousand and twenty-two, and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE  
/s/ SECRETARY OF STATE LAWRENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator McClusky, and he was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Twelfth Order of Business.

### Second Reading of Bills

[H 454](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

[S 1232](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1232](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1234](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1234](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1235](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1235](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1236](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1236](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1231](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1231](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1247](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—Rice. Total - 1.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1247](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1245](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1245](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1246](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 32.

NAYS—None.

Absent and excused—Burgoyne, Burtenshaw, Rice. Total - 3.

Total - 35.

Whereupon the President declared [S 1246](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1248](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1248](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1227](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [S 1227](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

### Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:02 p.m. until the hour of 11:15 a.m., Tuesday, February 8, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary